

INITIATIVE 359

I, Sam Reed, Secretary of State of the State of Washington and custodian of its seal hereby certify that, according to the records on file in my office, the attached copy of Initiative Measure No. 359 to the Legislature is a true and correct copy as it was received by this office.

1 AN ACT Relating to elections; amending RCW 29A.08.210, 29A.08.110,
2 29A.08.615, 46.20.117, 29A.44.205, 29A.08.410, 29A.40.091, 29A.60.125,
3 and 29A.44.090; reenacting and amending RCW 29A.40.110; adding new
4 sections to chapter 29A.08 RCW; adding new sections to chapter 29A.04
5 RCW; adding new sections to chapter 29A.60 RCW; creating new sections;
6 and repealing RCW 29A.08.010.

7 BE IT ENACTED BY THE PEOPLE OF THE STATE OF WASHINGTON:

8 NEW SECTION. **Sec. 1.** FINDINGS. The people of the state of
9 Washington find as follows:

10 Voting is a citizen's precious right, and one that is violated
11 every time an ineligible voter is allowed to cast a ballot or an
12 eligible voter is prevented from casting a ballot. State and local
13 election officials must protect the integrity of Washington elections
14 by ensuring our registration rolls contain only eligible citizens, and
15 that only legal votes are counted. Ballot security must be
16 strengthened by requiring photo identification at the polls and a voter
17 identification number on mail ballots, thus ensuring one vote for each
18 voter. This commonsense measure to help prevent our elections from
19 being corrupted by fraud will restore integrity to the ballot box.

1 **Ensure Only Eligible Citizens Are Registered to Vote**

2 NEW SECTION. **Sec. 2.** A new section is added to chapter 29A.08 RCW
3 to read as follows:

4 "FULL LEGAL NAME." As used in this chapter, "full legal name"
5 means the voter's full name at birth, including first, middle, and last
6 name, or the voter's full name as legally changed by a court of law or
7 by marriage.

8 NEW SECTION. **Sec. 3.** A new section is added to chapter 29A.08 RCW
9 to read as follows:

10 DOCUMENTS THAT DEMONSTRATE CITIZENSHIP. Proof of citizenship may
11 be demonstrated by any of the following documents:

12 (1) A birth certificate that verifies citizenship to the
13 satisfaction of the county auditor or secretary of state;

14 (2) A United States passport identifying the applicant and the
15 applicant's passport number;

16 (3) A United States naturalization document or the number of the
17 certificate of naturalization. If only the number of the certificate
18 of naturalization is provided, the applicant shall not be included in
19 the registration rolls until the county auditor or secretary of state
20 verifies the number of the certificate of naturalization with the
21 United States bureau of citizenship and immigration services or another
22 appropriate federal agency;

23 (4) The applicant's bureau of Indian affairs card number, tribal
24 treaty card number, or tribal enrollment number;

25 (5) Other documents or methods of proof that are authorized under
26 the federal immigration reform and control act of 1986; or

27 (6) Documents identified by the United States department of state
28 and published in the Code of Federal Regulations as acceptable
29 documentary evidence of United States citizenship or nationality for a
30 United States passport application.

31 **Sec. 4.** RCW 29A.08.210 and 2005 c 246 s 11 are each amended to
32 read as follows:

33 (1) An applicant for voter registration shall complete an
34 application providing the following information concerning his or her
35 qualifications as a voter in this state:

1 ~~((11))~~ (a) The residential address of the last former registration
2 of the applicant as a voter in the state;
3 ~~((2))~~ (b) The applicant's full legal name;
4 ~~((3))~~ (c) The applicant's date of birth;
5 ~~((4))~~ (d) The address of the applicant's residence for voting
6 purposes;
7 ~~((5))~~ (e) The mailing address of the applicant if that address is
8 not the same as the address in subsection ~~((4))~~ (1)(d) of this
9 section;
10 ~~((6))~~ (f) The sex of the applicant;
11 ~~((7))~~ (g) The applicant's Washington state driver's license
12 number or Washington state identification card number, or the last four
13 digits of the applicant's Social Security number if he or she does not
14 have a Washington state driver's license or Washington state
15 identification card;
16 ~~((8))~~ (h) A check box for the applicant to indicate that he or
17 she does not have a Washington state driver's license, Washington state
18 identification card, or Social Security number;
19 ~~((9))~~ (i) A check box allowing the applicant to indicate that he
20 or she is a member of the armed forces, national guard, or reserves, or
21 that he or she is an overseas voter;
22 ~~((10))~~ (j) A check box allowing the applicant to confirm that he
23 or she is at least eighteen years of age;
24 ~~((11))~~ (k) Clear and conspicuous language, designed to draw the
25 applicant's attention, stating that the applicant must be a United
26 States citizen in order to register to vote, that the applicant must
27 submit the documents described in subsection (2) of this section with
28 the application, and that the county auditor or secretary of state must
29 reject the application if the applicant fails to include these
30 documents;
31 ~~((12))~~ (l) A check box and declaration confirming that the
32 applicant is a citizen of the United States;
33 ~~((13))~~ (m) The following warning:
34 "If you knowingly provide false information on this voter
35 registration form or knowingly make a false declaration about your
36 qualifications for voter registration you will have committed a class
37 C felony that is punishable by imprisonment for up to five years, a
38 fine of up to ten thousand dollars, or both."
39 ~~((14))~~ (n) The following affirmation by the applicant:

1 "By signing this document, I hereby assert, under penalty of
2 perjury, that I am legally eligible to vote. If I am found to have
3 voted illegally, I may be prosecuted and/or fined for this illegal act.
4 In addition, I hereby acknowledge that my name and last known address
5 will be forwarded to the appropriate state and/or federal authorities
6 if I am found to have voted illegally."

7 ~~((+15+))~~ (o) The oath required by RCW 29A.08.230 and a space for
8 the applicant's signature; and

9 ~~((+16+))~~ (p) Any other information that the secretary of state
10 determines is necessary to establish the identity of the applicant and
11 prevent duplicate or fraudulent voter registrations.

12 This information shall be recorded on a single registration form to
13 be prescribed by the secretary of state.

14 (2) The applicant must submit copies of the following documents
15 with the registration form:

16 (a) A legible copy of a document proving United States citizenship;
17 and

18 (b) If a felon, a legible copy of a document proving voting rights
19 have been restored.

20 The county auditor, registration assistants, and persons or
21 organizations who collect voter registration forms must provide copying
22 service at no charge to applicants who provide original documents in
23 person. Persons who register by mail must include copies of original
24 documents with their applications.

25 (3) After two years, the county auditor or secretary of state may
26 destroy all documents required by subsection (2) of this section that
27 were submitted with the registration form.

28 (4) If the applicant fails to provide the information required for
29 voter registration, the auditor shall send the applicant a verification
30 notice. The applicant may not be registered until the required
31 information is provided. If a verification notice is returned as
32 undeliverable or the applicant fails to respond to the notice within
33 forty-five days, the applicant shall not be registered to vote until
34 the applicant completes a new form and provides all required
35 information and documentation.

36 **Sec. 5.** RCW 29A.08.110 and 2005 c 246 s 5 are each amended to read
37 as follows:

1 (1) An application is considered complete only if it contains the
2 information required by RCW 29A.08.210 including, but not limited to,
3 the applicant's legal name, complete valid residence address, date of
4 birth, signature attesting to the truth of the information provided, a
5 mark in the check-off box confirming United States citizenship, and an
6 indication that proof of citizenship and the provided driver's license
7 number, state identification card number, or Social Security number
8 ((has)) have been confirmed by the secretary of state. The county
9 auditor shall also review the residential address provided on the
10 registration form and verify, by checking county property records or
11 other similar records, that the address provided contains an actual
12 residential unit or is a nontraditional address under RCW 29A.08.112.
13 If the auditor is unable to verify that the address on the registration
14 form contains an actual residence, or is not a nontraditional address,
15 the application shall not be considered complete. If it is not
16 complete, the auditor shall promptly mail a verification notice of the
17 deficiency to the applicant. This verification notice shall require
18 the applicant to provide the missing information. If the auditor has
19 been unable to verify that the residential address on the registration
20 form is an actual residence, then the verification notice shall require
21 the registrant to either provide the correct residential address or
22 declare by signed oath that the address provided is the registrant's
23 true abode. If the verification notice is not returned by the
24 applicant within forty-five days or is returned as undeliverable, the
25 name of the applicant shall not be placed on the official list of
26 registered voters until the applicant completes a new form and provides
27 all required information and documentation. If the applicant provides
28 the required verified information, the applicant shall be registered to
29 vote as of the original date of mailing or date of delivery, whichever
30 is applicable.

31 (2) If the information required in subsection (1) of this section
32 is complete, the applicant is considered to be registered to vote as of
33 the original date of mailing or date of delivery, whichever is
34 applicable. The auditor shall ((record)) issue a voter identification
35 number and record that number, the appropriate precinct identification,
36 taxing district identification, and date of registration on the voter's
37 record in the state voter registration list. Within forty-five days
38 after the receipt of an application but no later than seven days before
39 the next primary, special election, or general election, the auditor

1 shall send to the applicant, by first class mail, an acknowledgement
2 notice identifying the registrant's precinct and voter identification
3 number, and containing such other information as may be required by the
4 secretary of state. The postal service shall be instructed not to
5 forward a voter registration card to any other address and to return to
6 the auditor any card which is not deliverable.

7 (3) If an acknowledgement notice card is properly mailed as
8 required by this section to the address listed by the voter as being
9 the voter's mailing address and the notice is subsequently returned to
10 the auditor by the postal service as being undeliverable to the voter
11 at that address, the auditor shall promptly send the voter a
12 confirmation notice. The auditor shall place the voter's registration
13 on inactive status pending a response from the voter to the
14 confirmation notice.

15 (4) A registered voter may obtain a replacement acknowledgement
16 notice card including the voter identification number by contacting the
17 county auditor. The county auditor shall require the voter to
18 correctly give their full legal name; birthdate; and driver's license
19 number, state identification card number, or social security number as
20 entered on their registration form. Upon verification of this
21 information, the auditor shall mail the replacement acknowledgement
22 notice card to the mailing address listed in the voter's registration
23 record. If less than five days remain before a special election,
24 primary, or general election, the auditor may provide a voter's voter
25 identification number by telephone.

26 Update Existing Registrations to Verify Eligibility

27 NEW SECTION. Sec. 6. A new section is added to chapter 29A.04 RCW
28 to read as follows:

29 "PENDING STATUS." "Pending status" means the status of a voter who
30 has not updated his or her registration information to the requirements
31 of RCW 29A.08.210.

32 **Sec. 7.** RCW 29A.08.615 and 2003 c 111 s 238 are each amended to
33 read as follows:

34 Registered voters are divided into ((two)) three categories,
35 "active," "pending," and "inactive." All registered voters are

1 classified as active, unless assigned to inactive or pending status by
2 the county auditor.

3 NEW SECTION. Sec. 8. A new section is added to chapter 29A.08 RCW
4 to read as follows:

5 REQUIREMENTS FOR UPDATING REGISTRATION. (1) The county auditor
6 shall mail an update notice before January 31, 2008, to all voters who
7 registered to vote before the effective date of this act. The county
8 auditor shall mail subsequent update notices not less than once every
9 six months until October 1, 2009, to registrants who have not updated
10 their registrations.

11 (2) Update notices must be on a form prescribed by, or approved by,
12 the secretary of state and must require that the voter provide his or
13 her full legal name and proof of United States citizenship to the
14 county auditor, either in person or by mail, prior to October 1, 2009,
15 in order to maintain an active registration. The notice must include
16 a list of acceptable documents for proving citizenship.

17 (3) On October 1, 2009, the county auditor shall reassign all
18 voters to pending status who registered to vote before the effective
19 date of this act and who have not provided their full legal name or
20 proof of United States citizenship to the county auditor. The county
21 auditor shall notify these voters of the status change, including in
22 the notice an explanation of how to be returned to active status as
23 described in subsection (4) of this section.

24 (4) The county auditor shall return a voter who has been placed on
25 pending status under this section to active voter status if the voter
26 provides his or her full legal name and proof of citizenship to the
27 county auditor. This may be done in person at the auditor's office; by
28 mail in response to the update notice; by mail with an absentee or mail
29 ballot; or in person to a poll worker before voting at a poll site.
30 The county auditor shall mail an acknowledgment notice to a voter who
31 has updated their registration under this section. The acknowledgement
32 notice shall be processed in the same manner as in RCW 29A.08.110.

33 (5) Beginning on the date the voter was assigned to pending status
34 and ending on the day of the second general election for federal office
35 that occurs after the date that the voter was sent the status notice
36 required in subsection (3) of this section, if the voter fails to take
37 any of the actions described in subsection (4) of this section the
38 auditor shall cancel the person's voter registration.

1 (6) Any voter placed on pending status under this section who
2 attempts to vote without providing his or her full legal name and proof
3 of citizenship shall be issued a provisional ballot. The county
4 auditor shall not count the provisional ballot unless the voter
5 provides his or her full legal name and proof of citizenship to the
6 county auditor before the date the election is certified by the county.
7 Upon receiving this documentation the auditor shall return the voter to
8 active status as provided in subsection (3) of this section.

9 **Requiring Photo Identification at the Polls**

10 NEW SECTION. **Sec. 9.** A new section is added to chapter 29A.04 RCW
11 to read as follows:

12 "VALID PHOTO IDENTIFICATION." "Valid photo identification" means
13 any one of the following:

14 (1) A valid driver's license or valid state identification card
15 issued by the United States government or a state, territory, or
16 possession of the United States;

17 (2) A valid United States passport;

18 (3) A valid tribal identification card; or

19 (4) A valid United States military identification card.

20 **Sec. 10.** RCW 46.20.117 and 2005 c 314 s 305 are each amended to
21 read as follows:

22 (1) **Issuance.** (a) The department shall issue an identicard,
23 containing a picture, if the applicant:

24 ~~((a))~~ (i) Does not hold a valid Washington driver's license;

25 ~~((b))~~ (ii) Proves his or her identity as required by RCW
26 46.20.035; and

27 ~~((c))~~ (iii) Pays the required fee. The fee is twenty dollars
28 unless an applicant is a recipient of continuing public assistance
29 grants under Title 74 RCW, who is referred in writing by the secretary
30 of social and health services. For those persons the fee must be the
31 actual cost of production of the identicard.

32 (b) The department may not collect a fee for an identicard from a
33 person who signs a written declaration that he or she is indigent and
34 cannot pay the fee for an identicard, that he or she desires an
35 identicard in order to vote in a primary or election in Washington, and

1 that he or she does not have any other form of valid photo
2 identification as defined in section 9 of this act in order to vote.

3 (2) **Design and term.** The identicard must:

4 (a) Be distinctly designed so that it will not be confused with the
5 official driver's license; and

6 (b) Expire on the fifth anniversary of the applicant's birthdate
7 after issuance.

8 (3) **Renewal.** An application for identicard renewal may be
9 submitted by means of:

10 (a) Personal appearance before the department; or

11 (b) Mail or electronic commerce, if permitted by rule of the
12 department and if the applicant did not renew his or her identicard by
13 mail or by electronic commerce when it last expired. However, the
14 department may accept an application for renewal of an identicard
15 submitted by means of mail or electronic commerce only if specific
16 authority and funding is provided for this purpose by June 30, 2004, in
17 the omnibus transportation appropriations act.

18 An identicard may not be renewed by mail or by electronic commerce
19 unless the renewal issued by the department includes a photograph of
20 the identicard holder.

21 (4) **Cancellation.** The department may cancel an identicard if the
22 holder of the identicard used the card or allowed others to use the
23 card in violation of RCW 46.20.0921.

24 **Sec. 11.** RCW 29A.44.205 and 2005 c 243 s 7 are each amended to
25 read as follows:

26 (1) Any person desiring to vote at any primary or election is
27 required to provide valid photo identification to the election officer
28 before signing the poll book. The identification required in this
29 section can be satisfied by providing ((a)) valid photo
30 identification(~~(, such as a driver's license or state identification~~
31 ~~card, student identification card, or tribal identification card, a~~
32 ~~voter's voter identification issued by a county elections officer, or~~
33 ~~a copy of a current utility bill, bank statement, paycheck, or~~
34 ~~government check or other government document)) as defined in section~~

35 9 of this act.
36 (2) Any individual who desires to vote in person but cannot provide
37 identification as required by this section shall be issued a
38 provisional ballot.

1 (3) The secretary of state ((may)) shall adopt rules to carry out
2 this section.

3 **Improving Absentee Ballot Security**

4 NEW SECTION. **Sec. 12.** A new section is added to chapter 29A.04
5 RCW to read as follows:

6 "VOTER IDENTIFICATION NUMBER." "Voter identification number" means
7 a unique number issued to a registered voter by the county auditor upon
8 completion of registration.

9 **Sec. 13.** RCW 29A.08.410 and 2003 c 111 s 228 are each amended to
10 read as follows:

11 To maintain a valid voter registration, a registered voter who
12 changes his or her residence from one address to another within the
13 same county shall transfer his or her registration to the new address
14 in one of the following ways: (1) Sending to the county auditor a
15 signed request stating the voter's present address and the address from
16 which the voter was last registered; (2) appearing in person before the
17 auditor and signing such a request; (3) transferring the registration
18 in the manner provided by RCW 29A.08.430; or (4) telephoning the county
19 auditor to transfer the registration. The telephone call transferring
20 a registration by telephone must be received by the auditor before the
21 precinct registration files are closed to new registrations for the
22 next primary or special or general election in which the voter
23 participates. A person who transfers registration by telephone must
24 also provide his or her voter identification number. The county
25 auditor must validate the person's identification before processing the
26 transfer.

27 **Sec. 14.** RCW 29A.40.091 and 2005 c 246 s 21 are each amended to
28 read as follows:

29 The county auditor shall send each absentee voter a ballot, a
30 security envelope in which to seal the ballot after voting, a larger
31 envelope in which to return the security envelope, and instructions on
32 how to mark the ballot and how to return it to the county auditor. The
33 instructions that accompany an absentee ballot for a partisan primary
34 must include instructions for voting the applicable ballot style, as
35 provided in chapter 29A.36 RCW. The absentee voter's name and address

1 must be printed on the larger return envelope, which must also contain
2 a declaration by the absentee voter reciting his or her qualifications
3 and stating that he or she has not voted in any other jurisdiction at
4 this election, together with a summary of the penalties for any
5 violation of any of the provisions of this chapter. The declaration
6 must clearly inform the voter that it is illegal to vote if he or she
7 is not a United States citizen; it is illegal to vote if he or she has
8 been convicted of a felony and has not had his or her voting rights
9 restored; and, except as otherwise provided by law, it is illegal to
10 cast a ballot or sign an absentee envelope on behalf of another voter.
11 The return envelope must provide space for the voter to enter the voter
12 identification number, indicate the date on which the ballot was voted,
13 and for the voter to sign the oath. It must also contain a space so
14 that the voter may include a telephone number. A summary of the
15 applicable penalty provisions of this chapter must be printed on the
16 return envelope immediately adjacent to the space for the voter's
17 signature. The signature of the voter on the return envelope must
18 affirm and attest to the statements regarding the qualifications of
19 that voter and to the validity of the ballot. The return envelope must
20 also have a secrecy flap that the voter may seal that will cover the
21 voter's signature, voter identification number, and optional telephone
22 number. For out-of-state voters, overseas voters, and service voters,
23 the signed declaration on the return envelope constitutes the
24 equivalent of a voter registration for the election or primary for
25 which the ballot has been issued. The voter must be instructed to
26 either return the ballot to the county auditor by whom it was issued or
27 attach sufficient first class postage, if applicable, and mail the
28 ballot to the appropriate county auditor no later than the day of the
29 election or primary for which the ballot was issued.

30 ~~((If the county auditor chooses to forward absentee ballots, he or~~
31 ~~she must include with the ballot a clear explanation of the~~
32 ~~qualifications necessary to vote in that election and must also advise~~
33 ~~a voter with questions about his or her eligibility to contact the~~
34 ~~county auditor. This explanation may be provided on the ballot~~
35 ~~envelope, on an enclosed insert, or printed directly on the ballot~~
36 ~~itself. If the information is not included, the envelope must clearly~~
37 ~~indicate that the ballot is not to be forwarded and that return postage~~
38 ~~is guaranteed.)) The county auditor shall instruct the postal service~~

1 to not forward absentee ballots to any other address and to return to
2 the auditor any absentee ballot which is not deliverable.

3 **Sec. 15.** RCW 29A.40.110 and 2006 c 207 s 4 and 2006 c 206 s 6 are
4 each reenacted and amended to read as follows:

5 (1) The opening and subsequent processing of return envelopes for
6 any primary or election may begin upon receipt. The tabulation of
7 absentee ballots must not commence until after 8:00 p.m. on the day of
8 the primary or election.

9 (2) All received absentee return envelopes must be placed in secure
10 locations from the time of delivery to the county auditor until their
11 subsequent opening. After opening the return envelopes, the county
12 canvassing board shall place all of the ballots in secure storage until
13 after 8:00 p.m. of the day of the primary or election. Absentee
14 ballots that are to be tabulated on an electronic vote tallying system
15 may be taken from the inner envelopes and all the normal procedural
16 steps may be performed to prepare these ballots for tabulation.

17 (3) Before opening a returned absentee ballot, the canvassing
18 board, or its designated representatives, shall examine the postmark,
19 voter identification number, statement, and signature on the return
20 envelope that contains the security envelope and absentee ballot. All
21 personnel assigned to verify signatures must receive training on
22 statewide standards for signature verification. Personnel shall verify
23 that the voter's signature and voter identification on the return
24 envelope ((is)) are the same as the signature and voter identification
25 number of that voter in the registration files of the county. For any
26 absentee ballot, a variation between the signature of the voter on the
27 return envelope and the signature of that voter in the registration
28 files due to the substitution of initials or the use of common
29 nicknames is permitted so long as the surname and handwriting are
30 clearly the same.

31 (4) For registered voters casting absentee ballots, the date on the
32 return envelope to which the voter has attested determines the
33 validity, as to the time of voting for that absentee ballot if the
34 postmark is missing or is illegible. For out-of-state voters, overseas
35 voters, and service voters stationed in the United States, the date on
36 the return envelope to which the voter has attested determines the
37 validity as to the time of voting for that absentee ballot.

1 NEW SECTION. **Sec. 16.** A new section is added to chapter 29A.60
2 RCW to read as follows:

3 MISSING VOTER IDENTIFICATION NUMBER. (1) If the voter's voter
4 identification number is not written on the outside envelope of an
5 absentee ballot, the auditor shall notify the voter by first class mail
6 and advise the voter of the correct procedures for providing the
7 information. In order for the ballot to be counted, the voter must
8 either:

9 (a) Appear in person and enter the voter identification number on
10 the envelope no later than the day before the county's certification of
11 the primary or election; or

12 (b) Enter the voter identification number on a copy of the envelope
13 provided by the auditor, sign the envelope, and return it to the
14 auditor no later than the day before the county's certification of the
15 primary or election.

16 (2) A voter who did not cure a missing voter identification number
17 before the election was first certified by the county may not
18 subsequently cure a missing voter identification number for purposes of
19 counting the ballot in a recount.

20 (3) A record must be kept of all ballots with missing voter
21 identification numbers. The record must contain the date on which the
22 notice was mailed, as well as the date on which the voter provided the
23 missing information. This record is a public record under chapter
24 42.17 RCW.

25 NEW SECTION. **Sec. 17.** A new section is added to chapter 29A.60
26 RCW to read as follows:

27 CONFIRMATION OF ABSENTEE BALLOT RECEIPT. Before certification of
28 the primary or election, the county auditor shall provide notification
29 of receipt of every absentee ballot on a free access system such as a
30 toll-free telephone number, web site, mail, or other means. A voter
31 shall be able to use the system to confirm receipt or nonreceipt of
32 that voter's ballot. No other information may be provided about the
33 ballot disposition or contents. The voter identification number shall
34 be the form of identification used by the voter when making a query.

35 **Limiting Ballot Interpretation By Election Workers**

1 **Sec. 18.** RCW 29A.60.125 and 2005 c 243 s 10 are each amended to
2 read as follows:

3 If inspection of the ballot reveals a physically damaged ballot or
4 ballot (~~((that may be otherwise unreadable or uncountable by the~~
5 ~~tabulating system))~~ where the voter has corrected an error in voting
6 according to instructions issued by election officials, the county
7 auditor may refer the ballot to the county canvassing board or
8 duplicate the ballot if so authorized by the county canvassing board.
9 The voter's original ballot may not be altered. A damaged ballot or a
10 ballot where the voter has corrected an error in voting may be
11 duplicated only if the intent of the voter's marks on the ballot is
12 clear and the electronic voting equipment might not otherwise properly
13 tally the ballot to reflect the intent of the voter. Ballots must be
14 duplicated by teams of two or more people working together. When
15 duplicating ballots, the county auditor shall take the following steps
16 to create and maintain an audit trail of the action taken:

17 (1) Each original ballot and duplicate ballot must be assigned the
18 same unique control number, with the number being marked upon the face
19 of each ballot, to ensure that each duplicate ballot may be tied back
20 to the original ballot;

21 (2) A log must be kept of the ballots duplicated, which must at
22 least include:

23 (a) The control number of each original ballot and the
24 corresponding duplicate ballot;

25 (b) The initials of at least two people who participated in the
26 duplication of each ballot; and

27 (c) The total number of ballots duplicated.

28 Original and duplicate ballots must be sealed in secure storage at
29 all times, except during duplication, inspection by the canvassing
30 board, or tabulation.

31 **Adding Safeguards Against Double Voting**

32 **Sec. 19.** RCW 29A.44.090 and 2003 c 111 s 1109 are each amended to
33 read as follows:

34 A registered voter shall not be allowed to vote in the precinct in
35 which he or she is registered at any election or primary for which that
36 voter has cast an absentee ballot. A registered voter who has
37 requested an absentee ballot for a primary or special or general

1 election but chooses to vote at the voter's precinct polling place in
2 that primary or election shall cast a provisional ballot. The
3 canvassing board shall not count the provisional ballot until all
4 absentee ballots have been counted or if it finds that the voter has
5 also voted by absentee ballot in that primary or election.

6 NEW SECTION. Sec. 20. RCW 29A.08.010 ("Information required for
7 voter registration.") and 2006 c 320 s 2, 2005 c 246 s 2, 2004 c 267 s
8 102, 2003 c 111 s 201, & 1994 c 57 s 9 are each repealed.

9 **Construction, Severability, and Miscellaneous Provisions**

10 NEW SECTION. Sec. 21. CONSTRUCTION. The provisions of this act
11 are to be liberally construed to effectuate the intent, policies, and
12 purposes of this act.

13 NEW SECTION. Sec. 22. SEVERABILITY. If any provision of this act
14 or its application to any person or circumstance is held invalid, the
15 remainder of the act or the application of the provision to other
16 persons or circumstances is not affected.

17 NEW SECTION. Sec. 23. Subheadings and captions used in this act
18 are not part of the law.

19 NEW SECTION. Sec. 24. This act shall be known and cited as the
20 Restoring Integrity to Elections Act.

--- END ---